

## MEMO ENDORSED



ROTHWELL, FIGG, ERNST &amp; MANBECK, P.C.

607 14<sup>th</sup> Street, N.W.  
Suite 800  
Washington, D.C. 20005

Telephone 202-783-6040  
Facsimile 202-783-6031  
www.rfem.com  
info@rfem.com

October 31, 2012

Honorable Alison J. Nathan  
Daniel Patrick Moynihan United States Courthouse  
500 Pearl Street, Room 615  
New York, New York 10007

Re: *Braintree Laboratories, Inc. v. Cypress Pharmaceutical, Inc.*  
Case No.: 12-cv-6851-AJN

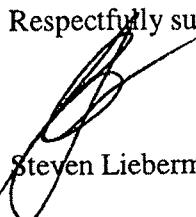
Dear Judge Nathan:

I write to you on behalf of Defendant Cypress Pharmaceutical, Inc. ("Cypress") to request a second thirty (30) day extension of time for Cypress to answer, move or otherwise plead in the above-captioned matter. The parties jointly seek the extension as they are actively working towards settlement of the matter. The proposed new due date is December 5, 2012. *I SO ORDERED.*

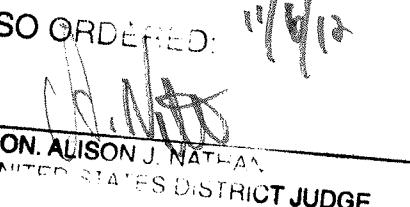
Pursuant to Rule 1.E of your Individual Practices, Cypress provides the following information:

- (1) the original due date: **October 5, 2012**
- (2) the number of previous requests for adjournment or extension: **One**
- (3) whether these previous requests were granted or denied: **The previous request to extend the due date to November 5, 2012 was granted on October 9, 2012.**
- (4) whether the adversary consents: **Yes**

Respectfully submitted,


  
Steven Lieberman

cc: All counsel of record

SO ORDERED: 11/6/12  
  
 HON. ALISON J. NATHAN  
UNITED STATES DISTRICT JUDGE

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**SO ORDERED:**

Dated: \_\_\_\_\_, 2012

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Honorable Alison J. Nathan  
Judge, United States District Court  
for the Southern District of New York